

RECORDATION NO. 10962 + 10962-A  
Filed 1425

Avec Equipment Corporation  
P.O. Box 706  
Galion, Ohio 44833

OCT 30 1979-11 30 AM  
INTERSTATE COMMERCE COMMISSION

No. 9-2034030

Date OCT 30 1979

Fee \$ 50.00

October 18, 1979

ICC Washington, D. C.

Secretary  
Interstate Commerce Commission  
Washington, D.C. 20423

RE: Agreement with Youngstown &  
Southern Railway Company

Gentlemen:

We enclose herewith for recording pursuant to Section 20(c) of the Interstate Commerce Act the original and two certified copies of an Operating and Use Agreement, dated November 28, 1978, between Youngstown & Southern Railway Company and Avec Equipment Corporation, assignee of Industrial Development Corporation, which Agreement provides for the operation and use by Youngstown & Southern Railway Company of 400 boxcars owned by Avec Equipment Corporation.

The parties to the transaction are as follows:

Lessor: Avec Equipment Corporation  
P.O. Box 706  
Galion, Ohio 44833

Lessee: Youngstown & Southern Railway Company  
324 P & LE Terminal Building  
Pittsburgh, Pa. 15219

The following is a general description of the railroad equipment covered by the document:

No. of Units	Description	A.A.R. Mechanical Designation	Identifying Road Nos.
400	50' - 55-ton rebuilt boxcars with 10' doors	XP	See Appendix A to Operating and Use Agreement

Secretary  
October 18, 1979  
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Also enclosed is a check in the amount of \$50.00 payable to the Treasurer of the United States to cover recording of the Agreement. Would you please acknowledge receipt of the enclosures on the enclosed copy of this letter and stamp and return to our representative the original of the document.

Very truly yours,

AVEC EQUIPMENT CORPORATION

By Philip S. Hesby  
Philip S. Hesby  
President

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INTERSTATE COMMERCE COMMISSION

ASSIGNMENT

For value received, INDUSTRIAL INVESTMENT CORPORATION, an Ohio corporation, does hereby sell, assign, transfer and set over unto AVEC EQUIPMENT CORPORATION, an Ohio corporation, all its right, title and interest of, in and to Operating and Use Agreement, dated as of November 28, 1978, between INDUSTRIAL INVESTMENT CORPORATION and YOUNGSTOWN & SOUTHERN RAILWAY COMPANY.

INDUSTRIAL INVESTMENT CORPORATION

By Philip S. Hesby  
President

Dated: April 2, 1979

ATTEST:

Jean B. Hesby  
Secretary

ACCEPTANCE OF ASSIGNMENT

For value received AVEC EQUIPMENT CORPORATION hereby accepts the assignment of the above mentioned agreement, and hereby agrees to abide and perform the duties and obligations in said agreement to be performed by INDUSTRIAL INVESTMENT CORPORATION.

AVEC EQUIPMENT CORPORATION

By Philip S. Hesby  
President

Dated: April 2, 1979

ATTEST:

Jean B. Hesby  
Secretary

CONSENT TO ASSIGNMENT

YOUNGSTOWN & SOUTHERN RAILWAY COMPANY, an Ohio corporation, hereby consents to the above assignment by INDUSTRIAL INVESTMENT CORPORATION unto AVEC EQUIPMENT CORPORATION.

YOUNGSTOWN & SOUTHERN RAILWAY  
COMPANY

Dated: April 2, 1979 By Gordon E. Herenschwartz  
President

STATE OF PENNSYLVANIA :  
 : SS  
COUNTY OF PHILADELPHIA :

DATED THIS 26TH DAY  
OF OCTOBER, 1979

  
Notary Public

WILLIAM O. BREM  
Notary Public, Phila., Phila. Co.  
My Commission Expires Oct. 13, 1983